



ITW/AS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No. 4717  
Andreas PFALTZ et al. : Attorney Docket No. 2006\_0704A  
Serial No. 10/582,404 : Group Art Unit 1621  
Filed June 9, 2006 : Examiner Maria Louisa Lao  
METHOD FOR PRODUCING : Mail Stop Amendment  
ORTHOMETALATED AND  
ORTHOSUBSTITUTED  
AROMATIC COMPOUNDS

**PATENT OFFICE FEE TRANSMITTAL FORM**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEE FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975.

Attached hereto is a check in the amount of \$130.00 to cover Patent Office fees relating to filing the following attached papers:

Terminal Disclaimer ..... \$130.00

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

Andreas PFALTZ et al.

By:

  
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April 21, 2008

[Check No. 85671]  
2006\_0704A



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**RESPONSE**

THE COMMISSIONER IS AUTHORIZED  
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FEE FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975.

Commissioner for Patents  
P.O. Box 1450  
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Sir:

This is responsive to the Office Action mailed January 22, 2008.

Initially, although the Office Action Summary page indicates that claims 1-3, 5-15 and 17-21 are pending in the application, the pending claims are in fact claims 1-3 and 5-21. These claims are set forth in the Preliminary Amendment filed with the application papers on June 9, 2006.

In item 1 on page 2 of the Office Action, the Examiner indicates that Applicants' election of the Group I subject matter was an "election with traverse". This is incorrect. The Response to Restriction Requirement filed October 26, 2007 does not include traversal of the restriction requirement.

The provisional obviousness-type double patenting rejection set forth in item 5 on page 3 of the Office Action includes claims 7 and 9. However, Applicants note that claim 9 is included

among the allowed claims in item 6; and item 7 indicates that claim 7 would be allowable if rewritten in independent form.

In response to the double patenting rejection, Applicants are submitting a Terminal Disclaimer herewith, which is effective to overcome the double patenting rejection.

Accordingly, each of the grounds of objection and rejection set forth by the Examiner has been overcome, and the application is considered to be in condition for allowance. Such allowance is solicited.

Respectfully submitted,

Andreas PFALTZ et al.

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